IN THE HIGH COURT OF JUDICATURE AT PATNA

CR. WJC No.901 of 2008

ASIF ZAVED @ SAMU SON OF JAVED RAQUEE, PERMANENT RESIDENT OF VILLAGE – RAIBARI MAHUAWA, P.S. – CHAUTARWA, DISTRICT – WEST CHAMPARAN…… PETITIONER

-Versus-

1. STATE OF BIHAR THROUGH THE D.I.G., CHAMPARAN RANGE AT BETTIAH
2. THE SUPERINTENDENT OF POLICE, BAGAHA, WEST CHAMPARAN
3. THE OFFICER-IN-CHARGE, RAMNAGAR POLICE STATION, WEST CHAMPARAN
4. NAVALKISHORE SINGH, SUB-INSPECTOR, RAMNAGAR P.S., W. CHAMPARAN
5. VIJAY CHANDRA GIRI }
6. RAMESH CHANDRA GIRI}BOTH SONS OF LATE MADAN GIRI
7. SHRIMATI GIRI WIFE OF RAMESH CHANDRA GIRI
8. BINNIE BHARTI @ CHANDANI WIFE OF ASIF JAVED @ SOMU (P) AND DAUGHTER OF RAMESH CHANDRA GIRI (R6)
   R.No.4-8 present R/O MOH: DURGANAGAR, WARD 7, P.S. RAMNAGAR, ALL WITHIN THE DISTRICT OF WEST CHAMPARAN

……..RESPONDENTS

For the petitioner: Mr. Amrendra Nath Verma
For the respondents : Mr. Manikant Mishra, GP - XXI

P R E S E N T

Hon'ble the Chief Justice
And
Hon'ble Mr. Justice Kishore K. Mandal

Dated, the 25th September, 2008

We heard the counsel for the petitioner and Mr. Manikant Mishra, Government Pleader – XXI.

2. There is no conclusive proof by way of secondary school examination certificate or school leaving

WEB COPY NOT OFFICIAL

certificate to show that Binnie Bharti alias Chandani has attained majority. As a matter for fact, in paragraph – 8 of the writ petition, the petitioner has stated that as per the Magistrate, the age of the girl is sixteen years.

3. In the circumstances, we are not persuaded to entertain this writ petition. However, the petitioner is granted liberty to approach the court again in case he is able to produce the school leaving certificate or her secondary school examination certificate indicating that the girl Binnie Bharti alias Chandani is major.

4. With the aforesaid observation, the writ petition is disposed of.

WEB COPY

R. M. Lodha, CJ.

Kishore K. Mandal, J.

Neyaz/

NOT OFFICIAL